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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/506,416                  | Matthias Blum         | 71396            |

000023872  
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| INTERNATIONAL APPLICATION NO. |               |
|-------------------------------|---------------|
| PCT/EP02/12668                |               |
| I.A. FILING DATE              | PRIORITY DATE |
| 11/13/2002                    | 11/16/2001    |

CONFIRMATION NO. 8449

## 371 FORMALITIES LETTER



\*OC000000017250582\*

Date Mailed: 10/14/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/13/2004
- English Translation of the IA filed on 05/13/2004
- Copy of the International Search Report filed on 05/13/2004
- Preliminary Amendments filed on 05/13/2004
- Information Disclosure Statements filed on 11/01/2004
- Request for Immediate Examination filed on 05/13/2004
- U.S. Basic National Fees filed on 05/13/2004
- Priority Documents filed on 05/13/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - International Application is defective in that claim 14 in the translation is dependent upon claims 1 to 13, whereas claim 14 in the published international application appears to be dependent upon any one of claims 1-3, as stated in Decision on Petition dated September 27, 2005.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$260** for a Large Entity:

- **\$130** Surcharge.
- **\$130** for English translation surcharge required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

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**PART 2 - OFFICE COPY**

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